

ATTORNEY DOCKET: HES 2003-IP-010244U1

08/22/06

RCE/#  
72

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

PHILIP M. STARR ET AL.

Serial No.: 10/776,820

Filed: 02/11/2004

Title: "DISPOSABLE DOWNHOLE  
TOOL WITH SEGMENTED  
COMPRESSION ELEMENT  
AND METHOD"

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Group Art Unit: 3672

Examiner: BOMAR, THOMAS S.

Atty. Docket No.: HES 2003-IP-010244U1  
(063718.0158)

MAIL STOP RCE  
Honorable Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

08/23/2006 CNGUYEN2 00000020 10776820

01 FC:1801

790.00 OP

CERTIFICATE OF MAILING VIA EXPRESS MAIL

PURSUANT TO 37 C.F.R. § 1.10, I HEREBY CERTIFY THAT I  
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DATE OF MAILING: AUGUST 21, 2006  
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REQUEST FOR CONTINUED EXAMINATION (RCE) UNDER 37 C.F.R. § 1.114

Dear Honorable Commissioner:

Applicants respectfully submit a Request for Continued Examination (RCE) in  
accordance with 37 C.F.R. § 1.114 with the following remarks and amendments set forth below  
and request favorable action thereon. The fee in the amount of \$790.00 for this request is  
included. Because this response has been filed within three months of when the Final Office  
Action was issued, Applicants respectfully submit that this RCE is timely filed.

This request is being submitted before (i) the abandonment of this application; (ii) payment of the issue fee; (iii) the filing of a notice of appeal to the U.S. Court of Appeals for the Federal Circuit; or (iv) the commencement of a civil action under 35 U.S.C. § 145 or 35 U.S.C. § 146.

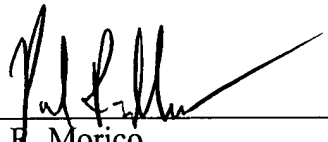
Included herewith is an Amendment and Response to the Final Office Action mailed May 22, 2006.

Applicants believe that there are no additional fees due in association with the filing of this Response. However, should the Commissioner deem that any fees are due, including any fees for any extensions of time, Applicants respectfully request that the Commissioner accept this as a Petition therefore, and direct that any fees be debited from Baker Botts L.L.P., Deposit Account No. 02-0383, Order Number 063718.0158.

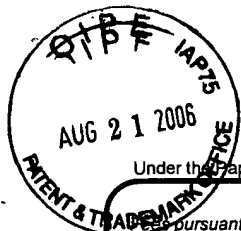
Respectfully submitted,

BAKER BOTTS L.L.P. (023640)

Date: August 21, 2006

By:   
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ATTORNEY FOR APPLICANTS



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Effective on 12/08/2004.

Pursuant to the Consolidated Appropriations Act, 2005 (H.R. 4818).

# FEE TRANSMITTAL

## For FY 2005

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 790.00

### Complete if Known

Application Number 10/776,820  
Filing Date 02/11/2004  
First Named Inventor Philip M. Starr  
Examiner Name Bomar, Thomas S.  
Art Unit 3672  
Attorney Docket No. 063718.0158

### METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit Card ☐ Money Order ☐ None ☐ Other (please identify): \_\_\_\_\_

☒ Deposit Account Deposit Account Number: 02-0383 Deposit Account Name: Baker Botts L.L.P.

For the above-identified deposit account, the Director is hereby authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Charge fee(s) indicated below, except for the filing fee

☒ Charge any additional fee(s) or underpayments of fee(s) under 37 CFR 1.16 and 1.17 ☒ Credit any overpayments

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

### FEE CALCULATION

#### 1. BASIC FILING, SEARCH, AND EXAMINATION FEES

Application Type	FILING FEES		SEARCH FEES		EXAMINATION FEES		Fees Paid (\$)
	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	Fee (\$)	Small Entity Fee (\$)	
Utility	300	150	500	250	200	100	
Design	200	100	100	50	130	65	
Plant	200	100	300	150	160	80	
Reissue	300	150	500	250	600	300	
Provisional	200	100	0	0	0	0	

#### 2. EXCESS CLAIM FEES

##### Fee Description

Each claim over 20 (including Reissues)  
Each independent claim over 3 (including Reissues)  
Multiple dependent claims

Fee (\$)	Small Entity Fee (\$)
50	25
200	100
360	180

Total Claims Extra Claims Fee (\$) Fee Paid (\$)

- 20 or HP = x =

HP = highest number of total claims paid for, if greater than 20.

Indep. Claims Extra Claims Fee (\$) Fee Paid (\$)

- 3 or HP = x =

HP = highest number of independent claims paid for, if greater than 3.

#### 3. APPLICATION SIZE FEE

If the specification and drawings exceed 100 sheets of paper (excluding electronically filed sequence or computer listings under 37 CFR 1.52(e)), the application size fee due is \$250 (\$125 for small entity) for each additional 50 sheets or fraction thereof. See 35 U.S.C. 41(a)(1)(G) and 37 CFR 1.16(s).

Total Sheets Extra Sheets Number of each additional 50 or fraction thereof Fee (\$) Fee Paid (\$)

- 100 = / 50 = (round up to a whole number) x =

#### 4. OTHER FEE(S)

Non-English Specification, \$130 fee (no small entity discount)

Other (e.g., late filing surcharge): RCE

Fees Paid (\$)  
790.00

#### SUBMITTED BY

Signature [Signature] Registration No. 35,960 Telephone 713.299.1732  
Name (Print/Type) Paul R. Morico Date August 21, 2006

This collection of information is required by 37 CFR 1.136. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 30 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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